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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Marvin J. Slepian



Serial No.: 09/662,927 ✓

Group Art Unit: Not yet assigned

Filed: September 15, 2000

Examiner: Not yet assigned

For: *SENSING, INTERROGATING, STORING, TELEMETERING AND  
RESPONDING MEDICAL IMPLANTS*

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL OF DECLARATION FOR PATENT APPLICATION,  
STATEMENT CLAIMING SMALL ENTITY STATUS,  
STATEMENT UNDER 37 C.F.R. § 3.73(b), AND REQUEST FOR REFUND**

Sir:

Applicant encloses the following for filing in the above-identified application:

1. Declaration for Patent Application executed by Marvin J. Slepian;
2. Statement Claiming Small Entity Status (37 C.F.R. §§ 1.9(f) and 1.27(c) --- Small

Business Concern) executed by Endoluminal Therapeutics, Inc.;

3. Statement Under 37 C.F.R. § 3.73(b) executed by Endoluminal Therapeutics, Inc.,

with attached copy of the executed Assignment from Marvin J. Slepian to Endoluminal

Therapeutics, Inc.; and

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U.S.S.N.: 09/662,927  
Filed: September 15, 2000

**TRANSMITTAL OF DECLARATION FOR  
PATENT APPLICATION, STATEMENT CLAIMING  
SMALL ENTITY STATUS, STATEMENT UNDER  
37 C.F.R. § 3.73(b), AND REQUEST FOR REFUND**

4. Check in the amount of \$65.00 for the small entity surcharge for late filing the Declaration for Patent Application.

Applicant has not yet received the Notice to File Missing Parts of Nonprovisional Application.

Applicant respectfully requests a 50% refund of the \$1,274.00 filing fee in the application, a total of \$637.00, pursuant to 37 C.F.R. § 1.28.

Please charge any other fees due, or credit any overpayment, in connection with this matter to Deposit Account No. 01-2507. A duplicate of this transmittal is enclosed to facilitate this process.

Respectfully submitted,



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Robert A. Hodges  
Reg. No. 41,074

Date: November 15, 2000

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that this Transmittal of Declaration for Patent Application, Statement Claiming Small Entity Status, Statement Under 37 C.F.R. § 3.73(b), and Request for Refund, together with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231.

A handwritten signature in black ink, appearing to read "Teresa R. Spratt".

Teresa R. Spratt

Date: November 15, 2000